

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CHRISTINE GREEN
7915 Pickering St.
Philadelphia, PA 19150

Plaintiff,

v.

CONGREGATION OF THE MISSION OF
ST. VINCENT DE PAUL IN
GERMANTOWN, D/B/A ST. VINCENT'S
SEMINARY
500 East Cheltenham Ave.
Philadelphia, PA 19144

Defendant

CIVIL ACTION

CASE NO.:

JURY TRIAL DEMANDED

CIVIL ACTION COMPLAINT

Plaintiff, Christine Green (hereinafter referred to as "Plaintiff" unless indicated otherwise), hereby complains as follows against Congregation of the Mission of St. Vincent De Paul in Germantown, D/B/A St. Vincent's Seminary (hereinafter referred to as "Defendant"), and avers as follows:

INTRODUCTION

1. Plaintiff initiates the instant action to redress violations by Defendant of the Age Discrimination in Employment Act ("ADEA" - 29 U.S.C. §§ 621 *et. seq.*), 42 U.S.C. Section 1981 ("Section 1981"), Title VII of the Civil Rights Act of 1964 ("Title VII" - 42 U.S.C. §§ 2000d *et. seq.*), the Pennsylvania Human Relations Act ("PHRA")¹ and the Philadelphia Fair Practices

¹ Plaintiff will move to amend the instant Complaint to include violations of the PHRA after full administrative exhaustion before the Pennsylvania Human Relations Commission. Such claims will identically mirror Plaintiff's federal claims asserted herein under the Title VII, Section 1981 and the ADEA.

Ordinance², and the Pennsylvania Wage Payment Collection Law ("WPCL") (43 P.S. 260.3(a)-(b)). As a direct consequence of Defendant's unlawful actions, Plaintiff seeks damages as set forth herein.

JURISDICTION AND VENUE

2. This Court, in accordance with 28 U.S.C. § 1331, has jurisdiction over Plaintiff's claims, because this civil action arises under a law of the United States.

3. This Court may properly maintain personal jurisdiction over Defendant because Defendant's contacts with this state and this judicial district are sufficient for the exercise of jurisdiction over Defendant to comply with traditional notions of fair play and substantial justice, satisfying the standard set forth by the United States Supreme Court in *International Shoe Co. v. Washington*, 326 U.S. 310 (1945) and its progeny. This Court has supplemental jurisdiction over Plaintiff's state-law claim(s) because such claim(s) arise out of the same common nucleus of operative facts as his federal claims asserted herein.

4. Pursuant to 28 U.S.C. § 1391(b)(1) and (b)(2), venue is properly laid in this district because all of the acts and/or omissions giving rise to the claims set forth herein occurred in this judicial district and Defendant is deemed to reside where they are subject to personal jurisdiction, rendering Defendant a citizen of the Eastern District of Pennsylvania.

5. Plaintiff filed a Charge of discrimination and retaliation with the Equal Employment Opportunity Commission ("EEOC") and also dual-filed said charge with the Pennsylvania Human Relations Commission ("PHRC").

² Plaintiff will move to amend his instant lawsuit to include a claim under the Philadelphia Fair Practices Ordinance once her administrative remedies are fully exhausted with the Philadelphia Commission on Human Relations. Any claims under the Philadelphia Fair Practices Ordinance would mirror the Section 1981, Title VII and ADEA claims identically.

6. Plaintiff is proceeding herein under the Title VII, 42 U.S.C. § 1981, and the ADEA, and has properly exhausted her administrative remedies by timely filing a Charge of Discrimination with the Equal Employment Opportunity Commission (“EEOC”) and by filing the instant lawsuit within ninety (90) days of receiving a notice of dismissal and/or right to sue letter from the EEOC.

PARTIES

7. The foregoing paragraphs are incorporated herein in their entirety as if set forth in full.

8. Plaintiff is an adult individual, with an address as set forth in the caption.

9. Defendant Congregation of the Mission of St. Vincent De Paul in Germantown, D/B/A St. Vincent’s Seminary (hereinafter referred to as “Defendant”) is a private, non-profit organization providing religious services to clients, located at the above-captioned address.

10. At all times relevant herein, Defendant acted by and through its agents, servants and employees, each of whom acted at all times relevant herein in the course and scope of their employment with and for Defendant.

FACTUAL BACKGROUND

11. The foregoing paragraphs are incorporated herein in their entirety as if set forth in full.

12. Plaintiff is an African-American (black), sixty-seven (67) year-old female.

13. Plaintiff was employed with Defendant for approximately three (3) years as a Certified Nursing Assistant.

14. While employed with Defendant, Plaintiff was a dedicated and hard-working employee who performed her job well.

15. During Plaintiff's last approximately three months of employment, Plaintiff was indirectly supervised by Ed Hearn (hereinafter "Mr. Hearn") who was the interim Director of Nursing Service.

16. During Plaintiff approximately last three months of employment she was directly supervised by Stephanie Chesney (hereinafter "Ms. Chesney") whom was hired full-time as a Charge Nurse.

17. Ms. Chesney is a Caucasian, female.

18. Once Plaintiff began to be supervised by Ms. Chesney, Plaintiff was subjected to discriminatory treatment by Ms. Chesney due to her race and age.

19. For example, unlike Plaintiff's younger and non-black employees, Ms. Chesney treated Plaintiff in a rude and condescending manner, spoke to her abruptly, and made up false accusations that Plaintiff, and was not properly completing their job assignments.

20. Ms. Chesney would have social conversations and be cordial to Plaintiff's, white, younger co-workers, but would not have the same conversations or interactions with Plaintiff or her African-American co-workers.

21. Ms. Chesney would intentionally fail to inform Plaintiff of certain patient issues from the previous shift, even though she was required to under the policy. This led to Plaintiff being required to unnecessary and duplicative work.

22. Although Plaintiff was aware of her job duties, Ms. Chesney would constantly approach Plaintiff and ask her if she had completed certain tasks. Ms. Chesney knew these tasks were not yet completed, as they were generally scheduled later in Plaintiff's shift, nonetheless, Ms. Chesney would harass Plaintiff about these future tasks. Each time Plaintiff was following proper

procedure, but it seemed as if Ms. Chesney simply wanted to harass the Plaintiff. Ms. Chesney would not do this to the white, younger employees.

23. Furthermore, Ms. Chesney would assign the African-American employees tasks that the Caucasian employees were not required to complete.

24. Additionally, on one occasion when Ms. Chesney was harassing Plaintiff about the tasks she had to complete in the future, Ms. Chesney out of the blue stated “you look young for your age but you still have to complete all your tasks.” Plaintiff aware of her responsibilities and always completed her required tasks, so this comment seemed like Ms. Chesney was treating Plaintiff different due to her age.

25. Ms. Chesney falsely accused Plaintiff and another African-American (male) employee of receiving multiple complaints from patients. Ms. Chesney wrote up a document outlining these alleged complaints.

26. Plaintiff met with Mr. Hearn and Ms. Chesney about the complaints, and when Ms. Chesney could not explain who made such complaints it was determined they were unfounded. As such, Plaintiff was informed by Mr. Hearn that the document would be destroyed, since it was false.

27. Due to this treatment, during the last approximate month of her employment with Defendant, Plaintiff complained several times to Mr. Hearn that she was being subjected to discrimination and harassment by Ms. Chesney and she believed it was due to her race and age. Plaintiff requested that this conduct cease.

28. Mr. Hearn acknowledged Plaintiff’s complaints of age and racial discrimination and told Plaintiff that Ms. Chesney would be spoken and/or disciplined for such behavior.

However, following these complaints Plaintiff continued to be subjected to discriminatory and retaliatory treatment.

29. After Plaintiff complained (about race and age discrimination) to Mr. Hearn on multiple occasions, Mr. Hearn began to ignore Plaintiff and inform her that he no longer wanted to hear of any complaints.

30. After Plaintiff complained of race and age discrimination, Ms. Chesney began to follow Plaintiff around and nitpick her work performance. For example, when Plaintiff would finish caring for a patient, Ms. Chesney would immediately check what Plaintiff did and would try to find fault in her work performance. Ms. Chesney did not follow around and/or nitpick Plaintiff's white and younger co-workers who had not complained.

31. When nothing was done to address her complaints of race/age discrimination, Plaintiff then complained to Father Greg, who was superior to both Mr. Hearn and Ms. Chesney.

32. Father Greg informed Plaintiff that another black employee had also complained about Ms. Chesney and that he wanted to set up a meeting between Plaintiff, the other black employee, Mr. Hearn and Ms. Chesney.

33. Approximately a week later the black male employee was terminated by the Defendant.

34. Within a couple weeks, on January 23, 2018, Plaintiff was also terminated from Defendant.

35. Therefore, Plaintiff was never provided with a meaningful meeting to discuss her complaints of race/age discrimination.

36. Plaintiff had complained about race and age discrimination at least two (2) to three (3) times in the month leading up to her termination.

37. When Plaintiff was terminated, she was told that she was being terminated due to her unsatisfactory work performance.

38. However, throughout her three (3) years of employment, Plaintiff's performance was satisfactory and she had never received any discipline. Therefore, her termination was completely pretextual.

39. Defendants failed to follow their progressive disciplinary policy, as they terminated Plaintiff without issuing her any discipline.

40. Upon information and belief Plaintiff was replaced by an individual that was approximately twenty (20) years younger than the Plaintiff.

41. Plaintiff's termination was completely pretextual as 1) it followed shortly after her complaints of discrimination; 2) her younger non-black co-workers were treated more favorably; 3) she received antagonism following her complaints of discrimination; 4) she was terminated for false reasons and 5) Defendant failed to issue any discipline to Plaintiff prior to her termination.

42. Furthermore, Plaintiff was informed that she would be paid for any vacation that was unused, but at the end of her employment she was not paid any unused vacation time.

Count I
Violations of the Age Discrimination in Employment Act ("ADEA")
([1] Age Discrimination & [2] Retaliation)

43. The foregoing paragraphs are incorporated herein in their entirety as if set forth in full.

44. Prior to Plaintiff's termination, Plaintiff complained to Defendant's management that she was being discriminated against and harassed because of her age and that she wanted the same to cease.

45. Plaintiff believes and avers herein that her age and/or her complaints about Defendant's unlawful age discrimination practices was a determinative factor in her termination.

46. These actions as aforesaid constitute violations of the ADEA.

Count II
Violations of 42 U.S.C. Section 1981
([1] Race Discrimination & [2] Retaliation)

47. The foregoing paragraphs are incorporated herein in their entirety as if set forth in full.

48. During her period of employment, Plaintiff observed that Ms. Chesney exhibited favoritism towards the non-black employees within his group in comparison to Plaintiff, including but not limited to Defendant's types of questions, frequency of questions, and tone of questions.

49. Plaintiff also observed that Ms. Chesney exhibited a hostile and antagonistic demeanor towards Plaintiff that she did not exhibit towards the non-black employees within her group under Mr. Hearn's direct supervision.

50. Plaintiff believes and avers herein that his race and/or his complaints about Defendant's unlawful race discrimination practices was a determinative factor in his termination.

51. These actions as aforesaid constitute violations of Section 1981.

Count III
Violation of Title VII of the Civil Rights Act of 1964 ("Title VII")
([1] Racial Discrimination & [2] Retaliation)

52. The foregoing paragraphs are incorporated herein in their entirety as if set forth in full.

53. Plaintiff also observed that Ms. Chesney exhibited a hostile and antagonistic demeanor towards Plaintiff that she did not exhibit towards the non-black employees within her group under Mr. Hearn's direct supervision.

54. Upon information and belief, Plaintiff was terminated from Defendant because of her race and/or because she complained of racial discrimination to Defendant's management, including but not limited to Mr. Hearn and Father Greg.

55. Plaintiff believes and avers herein that his race and/or his complaints about Defendant's unlawful race discrimination practices was a determinative factor in his termination.

56. These actions as aforesaid constitute violations of Title VII.

Count IV
Violation of the Pennsylvania Wage Payment Collection Law ("WPCL")
(43 P.S. 260.3(a)-(b))

57. The foregoing paragraphs are incorporated herein in their entirety as if set forth in full.

58. Upon Plaintiff's termination, Defendant failed to compensate Plaintiff for vacation/personal days she had accrued (but did not use) during her employment with Defendant.

59. During Plaintiff's employment, Defendant agreed to pay and/or provide vacation/personal days to Plaintiff. Plaintiff did not utilize these vacation/personal days during her employment with Defendant and to date, Plaintiff has not been paid for said vacation/personal days.

60. These actions as aforesaid constitute violations of the Pennsylvania Wage Payment and Collection Law.

WHEREFORE, Plaintiff prays that this Court enter an Order providing that:

A. Defendant is to be prohibited from continuing to maintain its illegal policy, practice or custom of discriminating/retaliating against employees and is to be ordered to promulgate an effective policy against such unlawful acts and to adhere thereto;

B. Defendant is to compensate Plaintiff, reimburse Plaintiff and make Plaintiff whole for any and all pay and benefits Plaintiff would have received had it not been for Defendant's illegal actions, including but not limited to past lost earnings, future lost earnings, salary, pay increases, bonuses, medical and other benefits, training, promotions, pension, and seniority. Plaintiff should be accorded those benefits illegally withheld from the date he first suffered retaliation/discrimination at the hands of Defendant until the date of verdict;

C. Plaintiff is to be awarded liquidated damages, as permitted by applicable law(s) asserted herein, in an amount believed by the Court or trier of fact to be appropriate to punish Defendant for its willful, deliberate, malicious and outrageous conduct and to deter Defendant or other employers from engaging in such misconduct in the future;

D. Plaintiff is to be accorded any and all other equitable and legal relief as the Court deems just, proper and appropriate including for emotional distress (upon amendment of Plaintiff's complaint to include his claim under the Philadelphia Fair Practices Ordinance);

E. Plaintiff is to be awarded the costs and expenses of this action and reasonable legal fees as provided by applicable federal and state law;

F. Any verdict in favor of Plaintiff is to be molded by the Court to maximize the financial recovery available to Plaintiff in light of the caps on certain damages set forth in applicable federal law; and

G. Plaintiff's claims are to receive a trial by jury to the extent allowed by applicable law. Plaintiff has also endorsed this demand on the caption of this Complaint in accordance with Federal Rule of Civil Procedure 38(b).

Respectfully submitted,

KARPF, KARPF, & CERUTTI, P.C.

By:  _____

Ari R. Karpf, Esquire
3331 Street Road
Two Greenwood Square, Suite 128
Bensalem, PA 19020
(215) 639-0801

Dated: April 25, 2018

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CASE MANAGEMENT TRACK DESIGNATION FORM

Christine Green

CIVIL ACTION

v.

Congregation of the Mission of St. Vincent De Paul in
Germantown, d/b/a St. Vincent's Seminary

NO.


In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a Case Management Track Designation Form specifying the track to which that defendant believes the case should be assigned.

SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:

- (a) Habeas Corpus – Cases brought under 28 U.S.C. § 2241 through § 2255. ()
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ()
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. ()
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ()
- (e) Special Management – Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ()
- (f) Standard Management – Cases that do not fall into any one of the other tracks. (X)

4/25/2018

Date



Attorney-at-law

Plaintiff

Attorney for

(215) 639-0801

Telephone

(215) 639-4970

FAX Number

akarpf@karpf-law.com

E-Mail Address

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA — DESIGNATION FORM to be used by counsel to indicate the category of the case for the purpose of assignment to appropriate calendar.

Address of Plaintiff: 7915 Pickering Street, Philadelphia, PA 19150

Address of Defendant: 500 East Cheltenham Avenue, Philadelphia, PA 19144

Place of Accident, Incident or Transaction: Defendant's place of business

(Use Reverse Side For Additional Space)

Does this civil action involve a nongovernmental corporate party with any parent corporation and any publicly held corporation owning 10% or more of its stock?
(Attach two copies of the Disclosure Statement Form in accordance with Fed.R.Civ.P. 7.1(a)) Yes ☐ No ☒

Does this case involve multidistrict litigation possibilities?

Yes ☐ No ☒

RELATED CASE, IF ANY:

Case Number: _____ Judge _____ Date Terminated: _____

Civil cases are deemed related when yes is answered to any of the following questions:

1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?
Yes ☐ No ☐
2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?
Yes ☐ No ☐
3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action in this court?
Yes ☐ No ☐
4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual?
Yes ☐ No ☐

CIVIL: (Place ☒ in ONE CATEGORY ONLY)

A. Federal Question Cases:

1. ☐ Indemnity Contract, Marine Contract, and All Other Contracts
2. ☐ FELA
3. ☐ Jones Act-Personal Injury
4. ☐ Antitrust
5. ☐ Patent
6. ☐ Labor-Management Relations
7. ☒ Civil Rights
8. ☐ Habeas Corpus
9. ☐ Securities Act(s) Cases
10. ☐ Social Security Review Cases
11. ☐ All other Federal Question Cases
(Please specify) _____

B. Diversity Jurisdiction Cases:

1. ☐ Insurance Contract and Other Contracts
2. ☐ Airplane Personal Injury
3. ☐ Assault, Defamation
4. ☐ Marine Personal Injury
5. ☐ Motor Vehicle Personal Injury
6. ☐ Other Personal Injury (Please specify) _____
7. ☐ Products Liability
8. ☐ Products Liability — Asbestos
9. ☐ All other Diversity Cases
(Please specify) _____

ARBITRATION CERTIFICATION

(Check Appropriate Category)

I, Ari R. Karpf, counsel of record do hereby certify:

☒ Pursuant to Local Civil Rule 53.2, Section 3(c)(2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs;

☐ Relief other than monetary damages is sought.

DATE: 4/25/2018

Attorney-at-Law

ARK2484

Attorney I.D.# 91538

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

I certify that, to my knowledge, the within case is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE: 4/25/2018

Attorney-at-Law

ARK2484

Attorney I.D.# 91538

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

GREEN, CHRISTINE

(b) County of Residence of First Listed Plaintiff Philadelphia
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Karpf, Karpf & Cerutti, P.C.; 3331 Street Road, Two Greenwood Square,
Suite 128, Bensalem, PA 19020; (215) 639-0801; akarpf@karpf-law.com

DEFENDANTS

CONGREGATION OF THE MISSION OF ST. VINCENT DE PAUL
IN GERMANTOWN, D/B/A ST. VINCENT'S SEMINARY

County of Residence of First Listed Defendant Philadelphia
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- 1 U.S. Government Plaintiff ☐ 3 Federal Question (U.S. Government Not a Party) ☒
- 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III) ☐

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

	PTF	DEF		PTF	DEF
Citizen of This State	1	1	Incorporated or Principal Place of Business In This State	4	4
Citizen of Another State	2	2	Incorporated and Principal Place of Business In Another State	5	5
Citizen or Subject of a Foreign Country	3	3	Foreign Nation	6	6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input checked="" type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

ADEA (29USC621); 42USC1981; Title VII (42USC2000)

Brief description of cause:

Violations of the ADEA, 42USC1981, Title VII, PHRA, the Phila Fair Practices Ordinance and the PA Wage Payment Collection law.

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

4/25/2018

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

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